

Before the  
Federal Communications Commission  
Washington, D.C. 20554

|   |   |                    |
|---|---|--------------------|
| New England Cable Television Association, <i>et al.</i> , | ) |                    |
| Complainants  | ) | File No. PA 98-005 |
|   | ) |                    |
| v.  | ) |                    |
|   | ) |                    |
| Granite State Electric Company,                           | ) |                    |
| Respondent.   | ) |                    |

**ORDER**

**Adopted: August 6, 2002**

**Released: August 8, 2002**

By the Assistant Chief, Enforcement Bureau:<sup>1</sup>

1. On May 15, 1998, New England Cable Television Association, Inc., *et al.* ("Complainants") filed the above-referenced pole attachment complaint pursuant to the Pole Attachment Act<sup>2</sup> and Subpart J of Part 1 of the Commission's rules.<sup>3</sup> On July 31, 2002, Complainants submitted a notice of withdrawal, with prejudice, of the referenced complaint. In its notice of withdrawal, Complainants state that the parties have agreed to settle their dispute. On the basis of the statement contained in the notice, we conclude that there are no longer issues in controversy and therefore, we terminate the proceeding.

2. Accordingly, IT IS ORDERED, pursuant to Sections 0.111, 0.311 and 1.1415 of the Commission's rules, 47 C.F.R. §§ 0.111, 0.311 and 1.1415, that the referenced complaint IS DISMISSED WITH PREJUDICE and this proceeding IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

Kathleen F. Costello  
Assistant Chief, Enforcement Bureau

<sup>1</sup> Effective March 25, 2002, the Commission transferred responsibility for resolving pole attachment complaints from the former Cable Services Bureau to the Enforcement Bureau. *See Establishment of the Media Bureau, the Wireline Competition Bureau and the Consumer and Governmental Affairs Bureau, Reorganization of the International Bureau and Other Organizational Changes*, FCC 02-10, 17 FCC Rcd 4672 (2002).

<sup>2</sup> Section 224 of the Communications Act of 1934, *as amended*, 47 U.S.C. §224.

<sup>3</sup> 47 C.F.R. §§1.1401-1.1418.